

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

ALLISON N. RANDAL, an individual,
Plaintiff,

vs.

XPO LOGISTICS, INC, a Connecticut
corporation conducting business in the
State of Washington; MICHAEL D.
MICHELENA, an individual employed by
XPO LOGISTICS, INC.; J. DOE
CORPORATIONS AND/OR
ENTITIES 1-5; and J. DOE 1-5, individuals,
Defendants.

No. 3:18-cv-06002-BHS

**PLAINTIFF'S [PROPOSED] FINDINGS
OF FACT CONCLUSIONS OF LAW
(FFCL)**

COMES NOW Plaintiff, Allison N. Randal, by and through her counsel of record, and
proposes the following findings of fact conclusions of law (FFCL):

A. Findings of Fact:

1. Plaintiff is female, 45 years old, and currently resides in New York.
2. XPO Logistics, Inc., is a corporation headquartered in Delaware that does
business in Washington state and throughout the United States.
3. On or about December 23, 2015, at approximately 10:25 a.m., Plaintiff was

PLAINTIFF'S [PROPOSED] FINDINGS OF FACT
CONCLUSIONS OF LAW – 1

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1 driving southbound on I-5, near mile marker 84, in Centralia Lewis County, Washington.

2 4. Defendant Michael Michelena (“Michelena”) was driving a tractor trailer in the
3 same lane, two vehicles behind Plaintiff.

4 5. Defendant Michelena’s truck rear-ended a truck behind Plaintiff’s vehicle,
5 thereby causing the subject collision.
6

7 6. Defendant Michelena was working on behalf of XPO Logistics, Inc. at the time of
8 the crash.

9 7. Defendants contest the nature and extent of Plaintiff’s injuries and damages.

10 **B. Conclusions of Law:**

11 1. Defendants admit liability for the subject crash.

12 2. Defendants admit causing the injuries and damages proximately caused by the subject
13 crash.
14

15
16 DATED this _____ day of September 2020.

17
18
19 _____
20 Hon. Benjamin H. Settle
United States District Judge

21 FORM APPROVED,
22 **WASHINGTON INJURY LAWYERS, PLLC,**

23
24 _____
25 Young-Ji Ham, WSBA # 46421
26 Jenna M. Labourr, WSBA # 44555
Attorneys for Plaintiff Allison Randal

27 PLAINTIFF’S [PROPOSED] FINDINGS OF FACT
28 CONCLUSIONS OF LAW – 2

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CERTIFICATE OF SERVICE

I hereby declare under the penalty of perjury under the laws of the State of Washington and the United States of America that I have served a true and correct copy, except where noted, of the foregoing **[PROPOSED] FINDINGS OF FACT CONCLUSIONS OF LAW** upon the individual(s) listed by the following means:

Counsel for Defendants: Thomas J. Collins, WSBA # 2157 Christopher Campbell, WSBA # 44636 MERRICK, HOFSTEDT & LINDSEY, P.S. 3101 Western Avenue, Suite 200 Seattle, WA 98121 Phone: (206) 682-0610 E-mail: tcollins@mhlseattle.com; ccampbell@mhlseattle.com;	[X] Via EMAIL
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Executed on the 29th of September, 2020, in Shoreline, Washington, in accordance with 28 USC 1746.

WASHINGTON INJURY LAWYERS, PLLC,

/s/ Young-Ji Ham

Young-Ji Ham, WSBA # 46421

PLAINTIFF'S [PROPOSED] FINDINGS OF FACT
CONCLUSIONS OF LAW – 3

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